

Position 3

USDA-FmHA
Form FmHA 1940-22
(Rev. 6-88)

ENVIRONMENTAL CHECKLIST FOR CATEGORICAL EXCLUSIONS

1. Description

a. Name of Project:

b. Project Number:

c. Location:

2. Protected Resources

For the below listed land uses or environmental resources, the undersigned has checked Column A to indicate those that are present within the site(s) of the proposed action. Column B has been checked for those that are within the action's area of environmental impact, such as the areas adjacent to the proposed site(s). Column C has been checked for those land uses and environmental resources that will be affected by the proposed action, as defined in Section 1940.317. (Check appropriate box or circle, as provided. If a check appears in any circle in column A, B, or C, the environmental assessment for a Class I action must be completed).

| | <u>A</u> | | <u>B</u> | | <u>C</u> | |
|--|-----------------------------------|--------------------------|---|--------------------------|-----------------------------------|--------------------------|
| | Located on Proposed Site(s) | | Located within Action's Area of Environmental Impact | | Affected by Proposed Action | |
| | Yes | No | Yes | No | Yes | No |
| a. Wetlands | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| b. Floodplains with existing structure(s) | <input type="radio"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| c. Floodplains without existing structure(s) | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| d. Wilderness (designated or proposed under the Wilderness Act) | <input type="radio"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| e. Wild or Scenic River (proposed or designated under the Wild and Scenic Rivers Act) | <input type="radio"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| f. Historical, Archeological Sites (listed on the National Register of Historic Places or which may be eligible for listing) | <input type="radio"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| g. Critical Habitat or Endangered/Threatened Species (listed or proposed) | <input type="radio"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| h. Coastal Barrier included in Coastal Barrier Resources System | <input type="radio"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| i. Natural Landmark (listed on National Registry of Natural Landmarks) | <input type="radio"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| j. Important Farmlands | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| k. Prime Forest Lands | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| l. Prime Rangeland | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| m. Approved Coastal Zone Management Area | <input type="radio"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| n. Sole Source Aquifer Recharge Area (designated by Environmental Protection Agency) | <input type="radio"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="radio"/> | <input type="checkbox"/> |
| o. State Water Quality Standard | | | | | <input type="radio"/> | <input type="checkbox"/> |

(see reverse)

Form serves as method of analyzing and documenting whether the action under review meets the requirements for a categorical exclusion under the environmental assessment process, prescribed by the National Environmental Policy Act, as well as whether it complies with other environmental laws and regulations pertaining to the listed resources.

PROCEDURE FOR PREPARATION : FmHA Instruction 1940-G.

For the Certified Lender Program - Operating Loan Only:

Under Item 1b. of Form FmHA 1940-22, write "CLP-OL" and the loan number.

Item 3a. of Form FmHA 1940-22 states that certain documentation regarding highly erodible land (HEL), wetland (W) and converted wetland (CW) must be attached. This documentation need not be attached if the Certified Lender has answered Questions 4a., b., and c. in Part 12 on Form FmHA 1980-25 as follows:

Question 4a. The proposed use of loan funds will not contribute to excessive erosion of HEL or to the conversion of W either to produce an agricultural commodity or to make the production of an agricultural commodity possible, pursuant to the Food Security Act;

Question 4b. ASCS has confirmed that the applicant/borrower has an eligible status under the Food Security Act (that is, there are no current HEL/W violations under the Food Security Act);

Question 4c. The proposal will not drain, dredge, fill, level, or otherwise manipulate a wetland, neither will the proposal engage in any activity that results in impairing or reducing the flow, circulation or reach of water, pursuant to Section 363 of the CONACT.

If any of the answers to the above Questions have not been fully certified to by the Certified Lender, then full documentation must be attached pursuant to the instructions in Item 3a.

PREPARED BY

: FmHA official authorized in Section 1940.302 of FmHA Instruction 1940-G.

NUMBER OF COPIES

: If action under review is application for financial assistance or request for subdivision approval, original plus number of copies required by the applicable program instruction for pre-approval documents used in application processing and docket assembling.
: If other action, original and one copy.

SIGNATURES REQUIRED

: Preparer's and, when required by Section 1940.316 of FmHA Instruction 1940-G, the concurring official's.

DISTRIBUTION OF COPIES

: If action under review is application for financial assistance or request, for subdivision approval, original retained with original application docket or request for subdivision approval and copies distributed as required by the applicable program instruction for pre-approval documents used in application processing and docket assembling.
: If other action, original to accompany approval documents and copy to remain with originating office.

REVERSE OF FORM FmHA 1940-22

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3. Compliance With Highly Erodible Land and Wetland Conservation Requirements

- ☐ Yes ☐ No This action is subject to the highly erodible land and wetland conservation requirements contained in Exhibit M of FmHA Instruction 1940-G.

If "yes" is checked, complete (a), (b), (c), and (d).

a. Attached as Exhibit _____ is a completed Form SCS-CPA-026 which documents the following:

- ☐ Yes ☐ No Highly erodible land is present on the farm property.
☐ Yes ☐ No Wetland is present on the farm property.
☐ Yes ☐ No Converted wetland is present on the farm property.

b. ☐ Yes ☐ No This action qualifies for the following exemption allowed under Exhibit M: _____

c. ☐ Yes ☐ No The applicant must complete the following requirements prior to approval of the action in order to retain or regain its eligibility for FmHA financial assistance: _____

d. ☐ Yes ☐ No Under the requirements of Exhibit M, the applicant's proposed activities are eligible for FmHA financial assistance.

4. Finding

This proposal meets, in terms of its size and components, the criteria for a categorical exclusion as defined in Sections 1940.310 and 1940.317. As indicated in item 2 above, the proposal does not affect any important land uses or environmental resources that would subject it to disqualification as a categorical exclusion. Finally, the proposal is neither a phase nor segment of a project which when viewed in its entirety would not meet the requirements of a categorical exclusion per Section 1940.317 (d).

(*Signature of Preparer)

(Date)

(Title)

(*Signature of Concurring Official)

(Date)

(Title)

*See Section 1940.302 for listing of FmHA officials authorized to prepare this form. See Section 1940.316 for when a concurring official's signature is required and who is authorized to sign as the concurring official.